IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No.1783 of 2007

M/s.Medley Pharmaceuticals Lts. Applicant
Vs.
M/s.D.G.Enterprises & ors. Respondents

Mr.S.S.Desai for applicant.
Ms.S.V.Gajare, APP for State.

CORAM: B.H.MARLAPALLE, J.

July 31, 2007.

P.C.

. Heard Mr.Desai. Perused the order passed by the learned Metropolitan Magistrate, 10th Court, Andheri on 20/2/2006 which is sought to be challenged in an appeal. However, having regards to the language of the said order it does not appear to be an order of acquittal as contemplated under Section 256 of Cr.P.C. and, therefore, this application for seeking special leave to appeal under Section 378(4) of Cr.P.C. need not be entertained.

. Mr.Desai, the learned counsel, therefore, sought leave to withdraw the application so as to challenge the said order before the appropriate forum. Leave granted and the application is disposed as withdrawn.

. Criminal Application No.308 of 2007 does not survive and the same stands disposed.

(B.H.MARL